

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW HAMPSHIRE**

JON DANOS,

Plaintiff,

v.

FRONTIER PROFESSIONAL
BASEBALL, INC.,

Defendant.

Case No. 1:23-cv-00321-SM

**JOINT MOTION TO EXTEND DEADLINES
IN THE DISCOVERY PLAN AND CONTINUE TRIAL**

Pursuant to Fed. R. Civ. P. 6(b)(1)(A) and Local Rules 7.1 and 7.2, Plaintiff Jon Danos (“Plaintiff”) and Defendant Frontier Professional Baseball, Inc. (“Defendant,” and together with Plaintiff, the “Parties”), through their respective counsel, jointly move this Court to extend the deadline to complete fact discovery by five (5) months, from March 29, 2024, until August 30, 2024, and extend accordingly all remaining deadlines in the Discovery Plan (Doc. 6, approved by this Court by Order dated August 7, 2023). In support of this Joint Motion, the Parties state as follows:

1. Under the current Discovery Plan, the deadline to complete fact discovery is March 29, 2024.
2. In this matter, the Parties have each served Initial Disclosures and written discovery is underway.

3. Due to a number of competing deadlines for their counsel in other matters, the Parties require additional time to complete tasks set forth in the existing Discovery Plan, and therefore are asking the Court to grant the requested extensions.

4. In addition to seeking an extension of the discovery deadline, the Parties are also seeking to extend certain interim deadlines, including expert disclosures and exchange of settlement demand and response.

5. Pursuant to Local Rule 7.2(a)(ii), the requested extensions to the current deadlines are listed below. The information below is also contained in the Civil Form 3, filed herewith in accordance with Local Rule 7.2(a)(iii).

Scheduling Designation	Current Deadline	Proposed Deadline
Deadline for plaintiff to submit settlement demand	12/6/2023	5/10/2024
Deadline for plaintiff's expert disclosure	1/5/2024	6/7/2024
Deadline for defendant to respond to demand	2/7/2024	7/12/2024
Deadline for defendant's expert disclosure	2/16/2024	7/19/2024
Expert supplementation under Fed. R. Civ. P. 26(e)	3/8/2024	8/9/2024
Deadline to complete discovery	3/29/2024	8/30/2024
Deadline to file motions for summary judgment (120 days before trial)	4/19/2024	10/4/2024
Deadline to provide status re mediation	6/7/2024	11/8/2024
Deadline to file challenges to expert testimony (45 days before trial)	6/28/2024	1/6/2025
Final Pretrial Statements due	7/19/2024	1/21/2025
LR 16.2(d) Objections due	8/2/2024	2/4/2025
Final Pretrial Conference	8/7/2024	2/11/2025
Two-week jury trial to begin	8/20/2024	2/19/2025

6. Pursuant to Local Rule 7.2(a)(i)-(ii), this Motion, if granted, will result in an extension of remaining discovery and other deadlines in the Discovery Plan as identified above.

7. This Motion, if granted, will result in the continuance of the trial in this case. Pursuant to Local Rule 7.2(c), undersigned counsel hereby certifies that their clients have been notified of the reasons for the requested continuance and have assented thereto.

8. In accordance with Local Rule 7.1(c), counsel for the Parties have conferred in good faith, have worked cooperatively together to agree on a new proposed schedule, and jointly request the relief sought in this Motion.

9. Pursuant to Local Rule 7.1(a)(2), the Parties believe that a supporting memorandum is unnecessary because the relief requested herein is discretionary.

WHEREFORE, Plaintiff Jon Danos and Defendant Frontier Professional Baseball, Inc., through their respective counsel, respectfully request that the Court:

- (A) Grant this Joint Motion and extend the deadline to complete fact discovery from March 29, 2024, until August 30, 2024, and extend all remaining deadlines in the Discovery Plan, including the trial date, as set forth above and in the completed Civil Form 3 submitted herewith; and
- (B) Grant such other and further relief as the Court may deem just and equitable under the circumstances

Dated: March 28, 2024

Respectfully submitted,

JON DANOS,

By his attorneys

/s/ Jeremy T. Walker

Jeremy T. Walker (NH Bar No. 12170)
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**FRONTIER PROFESSIONAL BASEBALL,
INC.,**

By its attorneys,

/s/ Laura L. Carroll

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CERTIFICATE OF SERVICE

I hereby certify that I electronically served the foregoing Joint Motion and Civil Form 3 on all counsel of record via the Court's CM/ECF system, pursuant to Fed. R. Civ. P. 5(b)(2)(E).

Dated: March 28, 2024

/s/ Laura L. Carroll

Laura L. Carroll